



San Joaquin Valley Air Pollution Control District

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Action Summary Minutes Northern Region Hearing Board Meeting San Joaquin Valley Unified Air Pollution Control District 4800 Enterprise Way, VTC Room Modesto, CA. 95356

Wednesday, February 1, 2006
10:00 a.m.

Meeting held via video teleconference (VTC) with the Central Region Office (Fresno) participating via VTC.

1. **Call Meeting to Order** –The Chair, Mark A. Kanai, called the meeting to order at 10:00 a.m.

2. **Roll Call** was taken and a quorum was present.

Steve Benak, MD	Medical
Donald Ohlinger	Engineer
Roger Gohring	Public
Gerald Schneider, Vice Chair (absent)	Public
Mark A. Kanai, Chair	Attorney

Also present in the Northern Region Office (Modesto) – Jaime Aggers, Air Quality Compliance Manager, Ronald Giannone and Lisa Middleton, Supervising Air Quality Inspectors, Chris Peppers, Air Quality Inspector and Jim Swaney, Permit Services Manager.

Also present in the Central Region Office (Fresno)

Catherine Tognazzini, Assistant District Counsel, Michael Carrera, Supervising Air Quality Inspector, Morgan Lambert, Senior Air Quality Inspector, Sandra Lowe-Leseth, Air Quality Engineer, Jeff Voorhees, Air Quality Inspector and Sissy Smith, Clerk to the Board.

3. **Approve Minutes of November 2, 2005** – The Chair asked if there were any corrections to the Minutes. Hearing no comments the Chair declared the Minutes of November 2, 2005 were approved as submitted.

4. **Public Hearing:**

All persons testifying were sworn in by the Chair.

The Petitions were properly noticed and on file with the Clerk to the Board.

The Hearing Board Packet and any addenda brought forth in today's hearing will be entered into the Official Record.

Morgan Lambert presented the Staff Report.

A.) *Withdrawn*

Docket N-06-01S, Short Variance, **Stockton Cogen Company**, 1010 Zephyr Street, Stockton, CA. 95206.

B.) *Withdrawn*

Docket N-05-23S, Short Variance, **Custom Marble & Onyx**, 201 Winmoore Avenue, Modesto, CA. 95358.

C.)

Docket N-06-02i, Interim Variance, **Greif Industrial Packaging & Services, LLC**, 2400 Cooper Avenue, Merced, CA. 95344. Type of Business: Steel Drum Manufacturing.

Petitioners – Farrell Smith and George Patton represented Greif Industrial Packaging & Services, LLC.

The Petitioners provided the Northern Region Hearing Board Members and District with two handouts:

Correspondence from:

Greif, dated: February 1, 2006, Re: Interim Variance, Docket No. N-06-02i, 2 pages

Valspar, dated: January 20, 2006, Re: efforts to comply with VOC requirements, 4 pages

Public Comment – No Public Comment.

Decision – Board Member Ohlinger made the motion to deny the Interim Variance. The Northern Region Hearing Board concurred that good cause could not be demonstrated. Seconded by Board Member Benak and unanimously carried with the following roll call vote:

Ayes: ***Benak, Ohlinger, Gohring and Kanai.***

Absent: ***Schneider***

The Northern Region Hearing Board determined that good cause could not be demonstrated as required pursuant to Section 42351 (b) of the California Health and Safety Code, and therefore orders that the interim variance requested by Greif Industrial Packaging & Services, LLC, Docket N-06-02i, be denied.

5. **Emergency Variance** – The Northern Region Hearing Board did not hear or approve an emergency variance order since the November 2, 2005 Hearing Board Meeting.
6. **Public Comments** – No Public Comments.
7. **Hearing Board Member Comments** – No Hearing Board Member Comments.
8. **New Business: 2006 Chair and Vice Chair Election** – Board Member Benak nominated Mark Kanai as Chair and Gerald Schneider as Vice Chair for 2006. Seconded by Board Member Ohlinger and unanimously carried.

Therefore, the Northern Region Hearing Board elected Mark Kanai, Chair for 2006 and Gerald Schneider, Vice Chair for 2006.

9. **Next Scheduled Meeting** – Wednesday, March 1, 2006 at 10:00 a.m. The meeting will be held via video teleconferencing (VTC) in the Northern Region Office, 4800 Enterprise Way, VTC Room, Modesto, with the Central Region Office (Fresno) participating via VTC.
10. **Adjournment** – The Chair adjourned the meeting at 10:48 a.m.

Sissy Smith, Clerk to the Board
Northern Region Hearing Board
San Joaquin Valley Unified APCD